

Bedford Hills, New York
February 21, 2012

The second meeting for the month of February of the Town Board of the Town of Bedford was held on February 21, 2012 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 9:10 P.M. by Supervisor Roberts.

Present:	Lee V. A. Roberts	: Supervisor
	Peter Chryssos	: Councilman
	Francis T. Corcoran	: Councilman
	Chris Burdick	: Councilman
	David Gabrielson	: Councilman
	Lisbeth Fumagalli	Town Clerk
	Eric Gordon	: Town Attorney
	Steven Fraietta	: Building Inspector
	Amy Pectol	: Receiver of Taxes
	Edward Ritter	: Town Comptroller

And six (6) residents/observers.

PRESENTATION – Aggregation of Electrical use for the Town of Bedford – NWEAC. Appearing before the Town Board representing NWEAC were Maria Fields and Mike Gordon, who explained that the Community Choice Aggregation for the purchase of electricity from a regulated utility was practiced in several other states. They noted it was a powerful economic tool and that it did not compromise the consumer's free choice. The presentation was to inform the Town Board and audience that this was something that NWEAC is investigating for the community.

APPROVAL OF CLAIMS

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes:	Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays:	None
Absent:	None

RESOLVED, that the following claims for 2011 be allowed for payment from their respective funds,

	2011
General Fund	\$ 6,870.08
Highway Fund	28,390.05
Consolidated Water District	2,231.34
Special Districts:	
Bedford Village Memorial Park	331.39
Bedford Hills Memorial Park	193.99
Katonah Memorial Park	<u>1,068.42</u>
	\$ 39,085.27

On a motion by Mr. Burdick, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes:	Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays:	None
Absent:	None

RESOLVED, that the following claims for 2012 be allowed for payment from their respective funds,

	2012
General Fund	\$ 36,164.93
Highway Fund	48,345.71
Consolidated Water District	8,704.35
Drug Abuse	1,687.15
Energy	10,318.57
Special Districts:	
Bedford Village Memorial Park	4,491.09
Bedford Hills Memorial Park	4,522.40
Katonah Memorial Park	6,314.59
Capital Projects	<u>421,042.62</u>
	\$ 541,591.41

MONTHLY REPORTS

Building	Finance	Recreation & Parks
Code Enforcement	Justice Court	Town Clerk
Dog Control	Parking	Water
Department of Public Works	Police Consolidated	

Mrs. Roberts advised that these reports were available for review during normal business hours in the offices of the Supervisor and Town Clerk.

OLD BUSINESS

1. Receive Planning Board memo regarding NYSEG modification to Special Use Permit. On a motion by Mrs. Roberts, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby acknowledge the receipt of the Planning Board memorandum dated February 14, 2012 concerning the Special Use Permit application from New York State Electric and Gas for 596 Cantitoe Street, shown and designated on Town Tax Maps as Section 73.19 Block 1 Lot 30 in the R-4A Zone; and

BE IT FURTHER

RESOLVED that the Town Board does hereby set a public hearing on the application for Tuesday, March 6, 2012 at 7:45 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

2. Visiting Nurse Association of Hudson Valley rates for 2012. On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED, that the Town Board does hereby approve the rates as submitted by Frank LaPorta, Senior Vice President for Finance/CFO of the Visiting Nurse Association of Hudson Valley, 540 White Plains Road, Suite 300, Tarrytown, New York 10591 to furnish Bedford residents, as required or demanded, visiting and public health services which are performed in compliance with the rules and regulations promulgated by the Commissioner of Health of Westchester County, for the calendar year of 2012 as follows:

Skilled Nurses	\$200.00 per visit
Physical Therapy	\$180.00 per visit
Medical Social Service	\$200.00 per visit
Home Health Aide Service	\$ 46.00 per hour

DEPARTMENTS

1. Request to go to bid for materials for water districts. On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby authorize William Nickson, Water Foreman, to advertise for bids for the purchase of materials – fire hydrants, Cold Water Meters, Ductile Iron Pipe, Iron Body Gate Valves and Remote Readers- to be used in the Consolidated, Cedar Downs, Old Post Road and Farms water districts, as per Mr. Nickson's memorandum dated February 16, 2012.

2. Request to authorize Receiver of Taxes to include remaining unpaid water charges on the 2012 tax levy. On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick

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Nays: None
Absent: None

WHEREAS, certain customer accounts of the various water districts in the Town of Bedford currently have unpaid water charges totaling \$76,218.33; and

WHEREAS, it is legally permissive to include unpaid water accounts and penalties in the annual tax levy; and

WHEREAS, a notice will be sent to each customer with an unpaid balance, that unless the balance due is paid in full by March 9, 2012, it shall be added to the tax bill due on April 30, 2012,

NOW, THEREFORE BE IT

RESOLVED, that the Receiver of Taxes is hereby authorized to include the remaining unpaid water charges in the 2012 tax levy.

3. Request approval for budget transfers (eight) and revisions (five).
On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that that Town Board does hereby approve the following budget transfers as per the memorandum dated February 16, 2012 from Edward Ritter, Town Comptroller:

Budget Transfer Request			
Date: February 15, 2012			
	Description	Account	To From
1	Judicial Personal Services	001.1110.0001	23,150
	Debt Transfer	001.9901.0900	23,150
2	Town House Maintenance	001.1620.0421	11,502
	Debt Transfer	001.9901.0900	11,502
3	Police Personal Services	001.3120.0001	335,620
	Debt Transfer	001.9901.0900	335,620
4	Building Dept Personal Services	001.3620.0100	9,035
	Health Insurance	001.9060.800	9,035
5	Supervisor of Highways	001.5010.0100	11,505
	Health Insurance	001.9060.0800	11,505
6	Workers compensation	001.9040.0800	17,500
	Health Insurance	001.9060.0800	17,500
7	Crusher Road Remediation	001.5650.0425	25,920
	State Remediation Revenue	001.0001.3821	25,920
8	Parking NYC Shared revenue	001.5650.0425	17,500
	Parking Revenue	001.0001.1721	17,500
1	To account for overtime and personal in the court		
2	To Account for Garbage removal at the Town House		
3	To account for overtime and personal in the Police Department		
4	To account for overtime and personal in the Building department		
5	To account for ARC part time persons labor		
6	to allocate worker compensation costs from health insurance		
7	To account for additional revenue and remediation work at Crusher Road		

February 21, 2012 – Regular meeting - continued

8 To account for additional fees to NYC due to additional revenue for parking

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby approve the following budget revisions as per the memorandum dated February 16, 2012 from Edward Ritter, Town Comptroller:

Budget Revision Request

Date: February 15, 2012

Description	Account	To	From
Employee Benefits	001.9050.0800	1,087.91	
Unemployment Reserve	001.0888		1,087.91
(To move funds from the Unemployment Reserve to cover the 2011 expense.)			
DARE	002-2989.0401	908.58	
Dare Reserve	001.0001.2706		908.58
(DARE contributions are designated solely to DARE expenses. This revision moves the contributed money to cover the 2011 expense.)			
Explorer's	001.2989.0400	770.88	
Explorer's Reserve	001.0001.2706		770.88
(Explorer's contributions are designated solely to Explorer's expenses. This revision moves the contributed money to cover the 2011 expense.)			
Wetlands Commission	001.8091.0428	22,250.00	
Escrow Revenue	001.0001.2117		22,250.00
(Wetlands applicants are billed for services rendered for their projects This revision reduces the Towns expense for these services)			
Planning Engineer	001.1440.0405	54,301.77	
Escrow Revenue	001.0001.2117		54,301.77
(Planning Board applicants are billed for services rendered for their projects This revision reduces the Towns expense for these services)			
Election Personal Svc	001.1450.0100	5,500.00	
Election Personal OT Svc	001.1450.0101	3,464.92	
Election Revenue	001.0001.1256		8,964.92
(This revision moves revenue received to cover the 2011 expense.)			

4. Contract with Croton Energy Group with regard to NYSERDA RFP 2228.

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby approve the contract with the Croton Energy Group with regard to NYSERDA RFP 2228 for a marketing program to increase energy efficiency retrofit programs.

PERSONNEL

February 21, 2012 – Regular meeting - continued

1. Approve rehire of Francis R. Zipp to the title of Motor Equipment Operator in Highway/Department of Public Works.

On a motion by Mr. Corcoran, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby approve the rehiring of Francis R. Zipp at the title of Motor Equipment Operator in the Highway Division of the Department of Public Works effective February 17, 2012 at an annual salary of \$66,520.00, as a replacement for Justin Kernan who received a disability retirement, as per the memorandum dated February 15, 2012 from Joan Gallagher, Director of Personnel.

2. Jane Pearl appointment as Associate to Conservation Board.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby appoint Jane Pearl as an associate member of the Town of Bedford Conservation Board.

3. Fiona Mitchell appointment to Wetlands Control Commission.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby appoint Fiona Mitchell to the Town of Bedford Wetlands Control Commission to fill the unexpired term of Dr. Richard Strongwater, said term to expire January 20, 2014.

NEW BUSINESS

1. Schedule Public Information Meeting – Crusher Road Remediation, 7:00 pm, Monday, March 19th.

Mrs. Roberts advised that a Public Information Meeting on the Crusher Road Department of Environmental Conservation Remediation would be conducted on Monday, March 19, 2012 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills and would be moderated by Kathryn Eastman from the DEC.

2. Schedule Public Forum – Consolidated Water District Water Filtration Plant.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby schedule a Public Forum on the Consolidated Water District Water Filtration Plant for Tuesday, March 20, 2012 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

There being no further discussion the meeting was adjourned at 9:48 pm.

Lisbeth Fumagalli, Town Clerk